

<b>DECLARATION AND POWER OF ATTORNEY FOR UTILITY OR DESIGN PATENT APPLICATION</b>  <input type="checkbox"/> Declaration Submitted with Initial Filing <input type="checkbox"/> Declaration Submitted after Initial Filing (surcharge 37 CFR 1.16(e) required)	Attorney Docket No.	ITI-002 (742/7)
	First Named Inventor	Salas
	<b>COMPLETE IF KNOWN</b>	
	Application Serial Number	09/116,558
	Filing Date	July 15, 1998
	Group Art Unit	Not yet assigned
	Examiner Name	Not yet assigned

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Method and Apparatus for Controlling Access to a Product

(Title of the Invention)

the specification of which

☐ is attached hereto  
OR

☒ was filed on 7/15/98 as United States Application Serial Number or PCT International (MM/DD/YYYY)

Application Number 09/116,558 and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
			<input type="checkbox"/>	YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet attached hereto.

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Serial Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application serial numbers are listed on a supplemental priority data sheet attached hereto.

# Declaration and Power of Attorney for Utility or Design Patent Application

Serial No.: 09/116,558

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## DECLARATION - Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c), of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Serial Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)
08/893,111	7/15/97	

☐ Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet attached hereto.

As a named inventor, I hereby appoint the following registered practitioners to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: ☐ Customer Number

OR

☒ Registered practioner(s) name/registration number listed below

Place Customer  
Number Bar Code  
Label Here

Name	Registration Number	Name	Registration Number
Steven M. Bauer ✓	31,481	Marianne McLaughlin	P-42,870
Isabelle A.S. Blundell ✗	P-43,321	Thomas C. Meyers	36,989
Michael H. Brodowski ✓	P-41,640	Edmund R. Pitcher	27,829
Joseph A. Capraro, Jr. ✓	36,471	Kurt Rauschenbach	40,137
Jerrie L. Chiu	P-41,670	Michelle B. Rosenberg	40,792
John J. Cotter	38,116	Michael J. Schmelzer	P-43,093
Jennifer L. Dupre	P-41,722	J. Scott Southworth	39,382
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William G. Guerin	41,047	Robert J. Tosti	35,393
Ira Heffan	41,059	Thomas A. Turano	35,722
Elizabeth E. Kim	P-43,334	Michael J. Twomey	38,349
Douglas J. Kline	35,574	Christine C. Vito	39,061
John D. Lanza	40,060	Patrick R.H. Waller	41,418
Timothy P. Linkkila	40,702		

☐ Additional registered practitioners named on supplemental Registered Practioner Information sheet attached hereto.

Direct all correspondence to:

Patent Administrator  
Testa, Hurwitz & Thibault, LLP  
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## Declaration and Power of Attorney for Utility or Design Patent Application

Serial No.: 09/116,558

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:		<input type="checkbox"/> A petition has been filed for this unsigned inventor							
Given Name (first and middle [if any])						Family Name or Surname			
Pito						Salas			
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<input checked="" type="checkbox"/> Additional inventors are being named on the 2 supplemental Additional Inventor(s) sheet(s) attached hereto.									
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor							
Given Name (first and middle [if any])						Family Name or Surname			
Jeffrey						Beir			
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						01890		Country	
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City		Winchester		State		MA		Zip	
						01890		Country	
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Melissa						Leffler			
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						01741		Country	
								USA	

**DECLARATION AND  
POWER OF ATTORNEY FOR UTILITY  
OR DESIGN PATENT APPLICATION**

**ADDITIONAL INVENTOR(S)  
Supplemental Sheet  
Page 1 of 2**

Name of Additional Joint Inventor, if any:

☐ A petition has been filed for this unsigned inventor

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Family Name or Surname

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Inventor's Signature

Date

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Morrissey

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State

MA

Zip

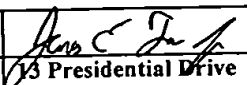
02181

Country

USA

**DECLARATION AND  
POWER OF ATTORNEY FOR UTILITY  
OR DESIGN PATENT APPLICATION**

**ADDITIONAL INVENTOR(S)  
Supplemental Sheet  
Page 2 of 2**

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor									
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James E.						Tonra, Jr.					
Inventor's Signature						Date		9/30/98			
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		City		Wilmington		State		MA		Zip	
								01887		Country USA	
Post Office Address		13 Presidential Drive									
		City		Wilmington		State		MA		Zip	
								01887		Country USA	
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor									
Given Name (first and middle [if any])						Family Name or Surname					
Inventor's Signature						Date					
Street Address						Citizenship					
		City				State				Zip	
										Country	
Post Office Address											
		City				State				Zip	
										Country	
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor									
Given Name (first and middle [if any])						Family Name or Surname					
Inventor's Signature						Date					
Street Address						Citizenship					
		City				State				Zip	
										Country	
Post Office Address											
		City				State				Zip	
										Country	

412JDL742/7.A654612

## STATEMENT REGARDING SMALL ENTITY STATUS

Attorney Docket No. ITI-002CN

Applicant, Patentee, or Identifier: Salas et al.

Application or Patent No.: Not Yet Assigned

Date Filed or Issued: Herewith

Title: Method and Apparatus for Controlling Access to a Product

NAME OF SMALL BUSINESS OR NONPROFIT ORGANIZATION: eRoom Technology, Inc.

ADDRESS OF SMALL BUSINESS OR NONPROFIT ORGANIZATION: 725 Concord Avenue, Cambridge, MA 02138

I hereby state that the above identified small business concern or nonprofit organization qualifies as a small business concern as defined in 37 CFR 1.27 for purposes of paying reduced fees to the United States Patent and Trademark Office. For a small business concern, the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time, or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby state that rights under contract or law have been conveyed to and remain with the small business concern or nonprofit organization identified above with regard to the invention described in:

- ☒ the application identified above.  
☐ the patent identified above.

If the rights held by the above identified small business concern or nonprofit organization are not exclusive, each individual, concern, or organization having rights in the invention must execute separate statements as to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.27(a)(1) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.27(a)(2), or a nonprofit organization under 37 CFR 1.27(a)(3).

- ☒ No such person, concern, or organization having any rights in the invention exists.  
☐ Each such person, concern, or organization having any rights in the invention is listed below.

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate.

NAME OF PERSON SIGNING

Elliott J. Marie

TITLE OF PERSON SIGNING

General Counsel

ADDRESS OF PERSON SIGNING

eRoom Technology, 725 Concord Ave., Cambridge, MA 02138

SIGNATURE

DATE

7/23/01